FARAD CONTINUATION SHEET NO.:

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CIVIL APPLICATION NO.841 OF 2003 IN
second appeal st no.31310 OF 2001

Office Notes, Office Memoranda of coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr I.M.Khairdi, for the applicants.
None for the respodnents.

CORAM: D.B.BHOSALE,J.
DATED: 14.03.2006

P.C.:

Heard the learned counsel for the applicants.

By this application, the applicants have prayed for condonation of delay of 3 years and 93 days in filing the appeal. Notice was issued to the respondents. Mr Sabban, learned Advocate, has filed appearance for respondent no.1. Respondent no.2 is served. No reply affidavit has been filed by respondent no.1 It appears that three appeals were disposed of by common judgment by the first Appellate Court, against which the learned Advocate was instructed to file three second appeals in this Court. Two Second Appeals came to be filed and the instant

appeal remained to be filed along with those two appeals for the reasons stated in the civil application and in particular paragraphs 9 and 10 thereof. Keeping in view the reasons stated in the application and considering that the companion appeals have already been admitted arising from the common judgment, in the interest of justice, I am inclined to allow this application for condonation of delay in terms of prayer clause (a). This civil application is accordingly disposed of.

(D.B.BHOSALE,J.)